



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of Hughto-Delzer

Resp. Filing Date: 07/17/04

Serial No.: 10/803,182

Group Art Unit: 3677

Filed: March 16, 2004

Examiner: unknown

**For: HIGH-STRENGTH, WEAR RESISTANT SWINGBOLT SUPPORT HOOK AND
HOOK-AND-SWINGBOLT FASTENER ASSEMBLY INCLUDING A HIGH-
STRENGTH, WEAR RESISTANT SUPPORT HOOK**

To the Honorable Commissioner of Patents, P.O. Box 1450, Alexandria, Virginia 22313

CERTIFIED MAIL: 7004 0750 0000 8341 8696

Dear Sir or Madam:

37 CFR 1.8 CERTIFICATE ON NEXT PAGE

RESPONSE TO NOTICE TO FILE MISSING PARTS

In response to a NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION (hereinafter, the "NOTICE") dated June 01, 2004, a properly executed declaration in compliance with 37 CFR 1.63 is included herewith. Also included, although not required by the NOTICE, is a Power of Attorney that Applicant's Attorney respectfully requests be entered into the case file. A check (No. 8051) in the amount of \$900.00 is included to cover the surcharge of \$130.00 for late filing of the declaration and the statutory basic application fee for a large entity of \$770.00.

Respectfully submitted,

Louis J. Franco
USPTO Registration No.: 38,885
Attorney for Applicant
Law Office of Louis J. Franco
250 Arbor Street
Lunenburg, Massachusetts 01462
Phone: (978) 582-5550
Fax: (978) 582-9022

37 CFR 1.8 CERTIFICATE ON NEXT PAGE

Certified Mail No. **7004 0750 0000 8341 8696** Deposited U.S. Postal Service July 17, 2004
in/with response to Notice to File Missing Parts dated June 01, 2004

CERTIFICATE OF MAILING

I hereby certify in accordance with 37 CFR 1.8 that this correspondence* is being deposited with the United States Postal Service as first class mail in an envelope addressed to:

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

on July 17, 2004

Certified Mail Article #: 7004 0750 0000 8341 8696

A handwritten signature in black ink, appearing to read "Louis J. Franco", written over a horizontal line.

Louis J. Franco
USPTO Registration No.: 38,885
Attorney for Applicant
Date of this Signature: July 17, 2004

*The correspondence covered by this certificate includes at least every document bearing the Certified Mail Article No. 7004 0750 0000 8341 8696.

Certified Mail No. 7004 0750 0000 8341 8696 Deposited U.S. Postal Service July 17, 2004
in/with response to Notice to File Missing Parts dated June 01, 2004

PTO/SB/17 (10-03)

Approved for use through 07/31/2006. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL

JUL 21 2004

for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 900.00

Complete if Known

Application Number	10/803,182
Filing Date	March 16, 2004
First Named Inventor	Francis W. Hughto-Delzer
Examiner Name	Unknown
Art Unit	3677
Attorney Docket No.	2003.801.nonprov

METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None

☐ Deposit Account:

Deposit Account Number
Deposit Account Name

The Director is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Credit any overpayments

☐ Charge any additional fee(s) or any underpayment of fee(s)

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1001 770	2001 385	Utility filing fee	770.00
1002 340	2002 170	Design filing fee	0
1003 530	2003 265	Plant filing fee	0
1004 770	2004 385	Reissue filing fee	0
1005 160	2005 80	Provisional filing fee	0
SUBTOTAL (1)			(\$) 770.00

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

	Extra Claims	Fee from below	Fee Paid
Total Claims	0	-20** = 0	0
Independent Claims	0	-3** = 0	0
Multiple Dependent	0	0	0

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
1202 18	2202 9	Claims in excess of 20
1201 86	2201 43	Independent claims in excess of 3
1203 290	2203 145	Multiple dependent claim, if not paid
1204 86	2204 43	** Reissue independent claims over original patent
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$) 0

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Small Entity

Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath	130.00
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	0
1053 130	1053 130	Non-English specification	0
1812 2,520	1812 2,520	For filing a request for <i>ex parte</i> reexamination	0
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action	0
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	0
1251 110	2251 55	Extension for reply within first month	0
1252 420	2252 210	Extension for reply within second month	0
1253 950	2253 475	Extension for reply within third month	0
1254 1,480	2254 740	Extension for reply within fourth month	0
1255 2,010	2255 1,005	Extension for reply within fifth month	0
1401 330	2401 165	Notice of Appeal	0
1402 330	2402 165	Filing a brief in support of an appeal	0
1403 290	2403 145	Request for oral hearing	0
1451 1,510	1451 1,510	Petition to institute a public use proceeding	0
1452 110	2452 55	Petition to revive - unavoidable	0
1453 1,330	2453 665	Petition to revive - unintentional	0
1501 1,330	2501 665	Utility issue fee (or reissue)	0
1502 480	2502 240	Design issue fee	0
1503 640	2503 320	Plant issue fee	0
1460 130	1460 130	Petitions to the Commissioner	0
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)	0
1806 180	1806 180	Submission of Information Disclosure Stmt	0
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	0
1809 770	2809 385	Filing a submission after final rejection (37 CFR 1.129(a))	0
1810 770	2810 385	For each additional invention to be examined (37 CFR 1.129(b))	0
1801 770	2801 385	Request for Continued Examination (RCE)	0
1802 900	1802 900	Request for expedited examination of a design application	0

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) 130.00

SUBMITTED BY

Name (Print/Type)	Louis J. Franco	Registration No. (Attorney/Agent)	38,885	Telephone	978-582-5550
Signature		Date	July 17, 2004		

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Certified Mail No. 7004 0750 0000 8341 8696 Deposited U.S. Postal Service July 17, 2004
in/with response to Notice to File Missing Parts dated June 01, 2004

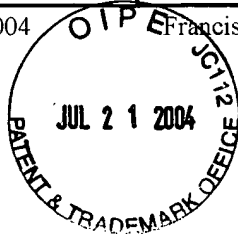


UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/803,182	03/16/2004	Francis W. Hughto-Delzer	2003-801.nonprov

Louis J. Franco
Law Office of Louis J. Franco - Lunenburg
250 Arbor Street
Lunenburg, MA 01462



CONFIRMATION NO. 5107

FORMALITIES LETTER



OC000000012830386

Date Mailed: 06/01/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$900** for a Large Entity

- \$770 Statutory basic filing fee.
- \$130 Late oath or declaration Surcharge.

07/22/2004 MAHME1 00000008 10803182

01 FC:1001
02 FC:1051

770.00 OP
130.00 OP

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

Certified Mail No. 7004 0750 8341 8696 Deposited U.S. Postal Service July 17, 2004
in/with response to Notice to File Missing Parts dated June 01, 2004

A copy of this notice MUST be returned with the reply.



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE